

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

ALFREDO ALVAREZ, *parent of J.A., a minor*  
*child,*

Plaintiff,

v.

TEXAS EDUCATION AGENCY,

Defendant.

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1:19-CV-921-RP

**ORDER**

Before the Court is the report and recommendation of United States Magistrate Judge Susan Hightower concerning Texas Education Agency's ("TEA") motion to dismiss, (Dkt. 18). (R. & R., Dkt. 29). In her report and recommendation, Judge Hightower recommends that the Court deny the motion. (*Id.* at 14). TEA timely filed objections to the report and recommendation, (Objs., Dkt. 31), and an appendix to its objections, (Dkt. 32).

A party may serve and file specific, written objections to a magistrate judge's findings and recommendations within fourteen days after being served with a copy of the report and recommendation and, in doing so, secure *de novo* review by the district court. 28 U.S.C. § 636(b)(1)(C). Because TEA timely objected to each portion of the report and recommendation, the Court reviews the report and recommendation *de novo*. Having done so, the Court overrules TEA's objections and adopts the report and recommendation as its own order.

Accordingly, the Court **ORDERS** that the report and recommendation of United States Magistrate Judge Susan Hightower, (Dkt. 29), is **ADOPTED**. TEA's motion to dismiss, (Dkt. 18), is **DENIED**.

**SIGNED** on September 3, 2020.

A handwritten signature in blue ink, appearing to read "Robert Pitman", written over a horizontal line.

ROBERT PITMAN  
UNITED STATES DISTRICT JUDGE